



# STATE OF WISCONSIN

# Senate Journal

## One-Hundredth Regular Session

12:21 P.M.

TUESDAY, June 14, 2011

The Senate met.

The Senate was called to order by President Ellis.

### CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, S. Cogg, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lasee, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 33.

The Senate remained standing and Senator Risser led the Senate in the pledge of allegiance to the flag of the United States of America.

The Senate stood for a moment of silence.

### LEAVES OF ABSENCE

Senator S. Fitzgerald, with unanimous consent, asked that Senator Leibham be granted a leave of absence for part of today's session.

### REPORT OF COMMITTEES

The committee on **Agriculture, Forestry, and Higher Education** reports and recommends:

DIERCKS, ANDREW, of Coloma, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2017.

Confirmation.

Ayes, 7 – Senators Kapanke, Harsdorf, Kedzie, Moulton, Vinehout, Hansen and Holperin.

Noes, 0 – None.

GARVEY, PAMELA, of Centuria, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2017.

Confirmation.

Ayes, 7 – Senators Kapanke, Harsdorf, Kedzie, Moulton, Vinehout, Hansen and Holperin.

Noes, 0 – None.

LEIS, MIRANDA, of Cashton, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2017.

Confirmation.

Ayes, 7 – Senators Kapanke, Harsdorf, Kedzie, Moulton, Vinehout, Hansen and Holperin.

Noes, 0 – None.

SCHLEITWILER, MARK, of Green Bay, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2017.

Confirmation.

Ayes, 7 – Senators Kapanke, Harsdorf, Kedzie, Moulton, Vinehout, Hansen and Holperin.

Noes, 0 – None.

*DAN KAPANKE*  
Chairperson

The joint committee on **Finance** reports and recommends:

### Senate Bill 27

Relating to: state finances and appropriations, constituting the executive budget act of the 2011 legislature.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 12 – Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper. Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch.

Noes, 4 – Senators Taylor and Jauch. Representatives Grigsby and Shilling.

Passage as amended.

Ayes, 12 – Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Hopper. Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch.

Noes, 4 – Senators Taylor and Jauch. Representatives Grigsby and Shilling.

*ALBERTA DARLING*  
Senate Chairperson

The committee on **Financial Institutions and Rural Issues** reports and recommends:

GARY, GEORGE, of Milwaukee, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Schultz, Lasee, Kapanke, Lassa and Vinehout.

Noes, 0 – None.

HOLMES, ROBERT, of Tomah, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Schultz, Lasee, Kapanke, Lassa and Vinehout.

Noes, 0 – None.

OLSON, JAMES, of Appleton, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Schultz, Lasee, Kapanke, Lassa and Vinehout.

Noes, 0 – None.

DALE SCHULTZ  
Chairperson

The committee on **Workforce Development, Small Business, and Tourism** reports and recommends:

BAUMBACH, SCOTT, of Waunakee, as the Secretary of the Department of Workforce Development, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 5 – Senators Moulton, Kapanke, Cowles, Holperin and T. Cullen.

Noes, 0 – None.

TERRY MOULTON  
Chairperson

## PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 93**.

## MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

**Assembly Joint Resolution 39**

**Assembly Joint Resolution 45**

## MESSAGES FROM THE ASSEMBLY CONSIDERED

### Assembly Joint Resolution 39

Relating to: the life and public service of Howard Brown.

By Representatives Barca, Steinbrink, Kerkman, Mason and Turner; cosponsored by Senator Wirsch.

Read and referred to committee on **Senate Organization**.

### Assembly Joint Resolution 45

Relating to: commending State Auditor Janice Mueller on the occasion of her retirement.

By Representatives Kerkman, Barca, Vos, Jorgensen, Richards, J. Fitzgerald, Suder, Knodl, Ballweg, LeMahieu, Strachota, Kaufert, Loudenebeck, Marklein, A. Ott, Bernier, Thiesfeldt, Stone, Tranel, Spanbauer, Steineke, Endsley, Van Roy, Kestell, Ripp, Mursau, Williams, Milroy, D. Cullen,

Krusick, Turner, Sinicki, Hintz, Toles, Clark, Hulsey, Molepske Jr, Fields, Berceau, Grigsby, Pasch and Hebl; cosponsored by Senators Cowles, Vinehout, Lazich, Darling, Lassa, S. Fitzgerald, Olsen, Schultz, Wanggaard, Kedzie, Holperin, Hansen, T. Cullen, Risser, Wirsch, Jauch and Taylor.

Read and referred to committee on **Senate Organization**.

## ADVICE AND CONSENT OF THE SENATE

Senator Fitzgerald, with unanimous consent, asked that the appointment of Scott Baumbach be withdrawn from the committee on **Senate Organization** and taken up at this time.

SCOTT BAUMBACH of Waunakee, as the Secretary of the Department of Workforce Development, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 2; as follows:

Ayes – Senators S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lassa, Lazich, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 30.

Noes – Senator Carpenter – 1.

Absent or not voting – Senators Lasee and Leibham – 2.

Confirmed.

## CONSIDERATION OF MOTIONS, RESOLUTIONS, AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 45** be withdrawn from the committee on **Senate Organization** and taken up at this time.

### Assembly Joint Resolution 45

Relating to: commending State Auditor Janice Mueller on the occasion of her retirement.

Read.

Senator Vinehout, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 45**.

The question was: Shall **Assembly Joint Resolution 45** be concurred in?

The ayes and noes were demanded and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lasee, Lassa, Lazich, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 32.

Noes – None.

Absent or not voting – Senator Leibham – 1.

Concurred in.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 39** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 39**

Relating to: the life and public service of Howard Brown.  
Read.

The question was: Shall **Assembly Joint Resolution 39** be concurred in?

Concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

**Assembly Joint Resolution 39**  
**Assembly Joint Resolution 45**

Messaged.

Senator S. Fitzgerald, with unanimous consent, asked that the Senate recess until 2:00 P.M.

12:52 P.M.

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**RECESS**

2:07 P.M.

The Senate reconvened.

President Ellis in the chair.

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**SECOND READING AND AMENDMENTS OF  
SENATE JOINT RESOLUTIONS  
AND SENATE BILLS**

**Senate Bill 93**

Relating to: going armed with weapons, possessing or transporting a firearm, bow, or crossbow under certain circumstances, disorderly conduct limitations, and electric weapons.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 93** be placed at the foot of the 11th order of business on today's calendar.

**Senate Bill 107**

Relating to: prohibiting ordinances that place certain limits on landlords.

Read a second time.

The question was: Adoption of Senate amendment 2 to **Senate Bill 107**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – Senator Leibham – 1.

Adopted.

Senate amendment 3 to **Senate Bill 107** offered by Senators Schultz and Lasee.

**IN THE CHAIR**

Pursuant to Senate Rule 2 (1), Senator Kedzie in the chair.

Senator Erpenbach moved that **Senate Bill 107** be referred to the committee on **Insurance and Housing**.

The question was: Shall **Senate Bill 107** be referred to the committee on **Insurance and Housing**?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Absent or not voting – Senator Leibham – 1.

Referral Refused.

The question was: Adoption of Senate amendment 3 to **Senate Bill 107**?

Adopted.

Ordered to a third reading.

Senator S. Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 107**

Read a third time.

The question was: Shall **Senate Bill 107** be passed?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – Senator Leibham – 1.

Passed.

**Senate Bill 109**

Relating to: soft tissue injury to a law enforcement officer when resisting or obstructing arrest.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 109** offered by Senators Leibham, Wirch, Wanggaard, Hopper, Cowles, S. Fitzgerald and Kapanke.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 109**?

Adopted.

Ordered to a third reading.

Senator S. Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 109**

Read a third time and passed.

**Senate Bill 93**

Relating to: going armed with weapons, possessing or transporting a firearm, bow, or crossbow under certain circumstances, disorderly conduct limitations, and electric weapons.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 93**?

Adopted.

Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senator Carpenter.

Senator Galloway moved that Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 22.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – Senator Leibham – 1.

Tabled.

Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senator Carpenter.

**POINT OF ORDER**

Senator Darling raised the point of order that Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 93** was not germane.

The Chair took the point of order under advisement.

Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Wanggaard, Schultz and S. Fitzgerald.

The question was: Adoption of Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 93**?

Adopted.

Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Erpenbach and Risser.

Senator Galloway moved that Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 22.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – Senator Leibham – 1.

Tabled.

**POINT OF ORDER**

Senator Darling withdrew the point of order that Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 93** was not germane.

Senator Darling moved that Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, Lasee, Lazich, Moulton, Olsen, Schultz, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 22.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, C. Larson, Lassa, Miller, Risser and Taylor – 10.

Absent or not voting – Senator Leibham – 1.

Tabled.

Senate amendment 6 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Erpenbach and Risser.

Senate amendment 7 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Erpenbach and Risser.

Senator Erpenbach, with unanimous consent, asked that Senate amendments 6 and 7 to Senate substitute amendment 2 to **Senate Bill 93** be withdrawn and returned to author.

Senate amendment 8 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Erpenbach and Risser.

Senator Galloway moved that Senate amendment 8 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 8 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, Lasee, Lassa, Lazich, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 24.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, C. Larson, Miller and Risser – 8.

Absent or not voting – Senator Leibham – 1.

Tabled.

Senate amendment 9 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senator Erpenbach.

Senator Galloway moved that Senate amendment 9 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 9 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Jauch,

Kapanke, Kedzie, Lasee, Lassa, Lazich, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 24.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, C. Larson, Miller and Risser – 8.

Absent or not voting – Senator Leibham – 1.

Tabled.

Senate amendment 10 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Miller, Hansen, Carpenter, Jauch, T. Cullen and S. Coggs.

Senator Galloway moved that Senate amendment 10 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 10 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 22.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – Senator Moulton – 1.

Tabled.

Senator Moulton, with unanimous consent, asked to be recorded as voting “Aye” on the question of tabling Senate amendment 10 to Senate substitute amendment 2 to **Senate Bill 93**.

Senate amendment 11 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Hansen, Carpenter, Jauch, T. Cullen and S. Coggs.

Senator Galloway moved that Senate amendment 11 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 11 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Olsen, Schultz, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 20.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser and Taylor – 12.

Absent or not voting – Senator Moulton – 1.

Tabled.

Senator Moulton, with unanimous consent, asked to be recorded as voting “Aye” on the question of tabling Senate amendment 11 to Senate substitute amendment 2 to **Senate Bill 93**.

Senate amendment 12 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Jauch, T. Cullen, S. Coggs and Carpenter.

Senator Galloway moved that Senate amendment 12 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 12 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 22.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – Senator Moulton – 1.

Tabled.

Senator Moulton, with unanimous consent, asked to be recorded as voting “Aye” on the question of tabling Senate amendment 12 to Senate substitute amendment 2 to **Senate Bill 93**.

Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Miller, T. Cullen, S. Coggs and Carpenter.

Senator Galloway moved that Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, Lasee, Lazich, Leibham, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 23.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, C. Larson, Lassa, Miller and Risser – 9.

Absent or not voting – Senator Moulton – 1.

Tabled.

Senator Moulton, with unanimous consent, asked to be recorded as voting “Aye” on the question of tabling Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 93**.

Senate amendment 14 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Jauch, T. Cullen, S. Coggs and Carpenter.

Senator Galloway moved that Senate amendment 14 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 14 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

Ayes – Senators Cowles, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 21.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – Senators Darling and Moulton – 2.  
Tabled.

Senator Moulton, with unanimous consent, asked to be recorded as voting “Aye” on the question of tabling Senate amendment 14 to Senate substitute amendment 2 to **Senate Bill 93**.

Senate amendment 15 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Risser, Jauch, T. Cullen and S. Coggs.

Senator Darling moved that Senate amendment 15 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 15 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 23.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Lassa, Miller and Risser – 10.

Absent or not voting – None.

Tabled.

Senate amendment 16 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators C. Larson, T. Cullen, S. Coggs, Carpenter, Risser, Miller and Jauch.

Senator Galloway, with unanimous consent, asked that Senate amendment 16 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

Tabled.

Senate amendment 17 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators C. Larson, Carpenter, Hansen and Jauch.

Senator Galloway, with unanimous consent, asked that Senate amendment 17 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

Tabled.

Senate amendment 18 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators C. Larson, T. Cullen, S. Coggs, Carpenter, Risser, Miller and Hansen.

Senator Galloway, with unanimous consent, asked that Senate amendment 18 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

Tabled.

Senate amendment 19 to Senate substitute amendment 2 to **Senate Bill 93** offered by Senators Jauch, Hansen and Risser.

Senator Galloway moved that Senate amendment 19 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table.

The question was: Shall Senate amendment 19 to Senate substitute amendment 2 to **Senate Bill 93** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Kapanke, Kedzie, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 23.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Jauch, C. Larson, Miller and Risser – 9.

Absent or not voting – Senator Ellis – 1.

Tabled.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 93**?

Adopted.

Ordered to a third reading.

Senator S. Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 93**

Read a third time.

Senator Leibham, with unanimous consent, asked to be recorded as voting with the majority on all roll calls for **Senate Bill 93**.

The question was: Shall **Senate Bill 93** be passed?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 25.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, C. Larson, Miller and Risser – 8.

Absent or not voting – None.

Passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

**Senate Bill 93**

**Senate Bill 107**

**Senate Bill 109**

Messaged.

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## **SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS**

### **Assembly Bill 148**

Relating to: changes affecting state finances in the 2010–11 fiscal year and making an appropriation.

Read a second time.

Senate amendment 1 to **Assembly Bill 148** offered by Senators Hansen, Lassa, Erpenbach, Taylor, Vinehout, Carpenter, Holperin, C. Larson, T. Cullen, S. Coggs and Risser.

Senator Darling moved that Senate amendment 1 to **Assembly Bill 148** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 148** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 19.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – None.

Tabled.

Senate amendment 2 to **Assembly Bill 148** offered by Senators Carpenter, Hansen, Wirch, Miller, Risser, Lassa, Erpenbach, Taylor, Vinehout, Holperin, C. Larson, T. Cullen and S. Coggs.

Senator Grothman moved that Senate amendment 2 to **Assembly Bill 148** be laid on the table.

The question was: Shall Senate amendment 2 to **Assembly Bill 148** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 19.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – None.

Tabled.

Senate amendment 3 to **Assembly Bill 148** offered by Senator Jauch.

Senator S. Fitzgerald moved that Senate amendment 3 to **Assembly Bill 148** be laid on the table.

The question was: Shall Senate amendment 3 to **Assembly Bill 148** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Cowles, Darling, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – Senator Ellis – 1.

Tabled.

Ordered to a third reading.

Senator S. Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

### **Assembly Bill 148**

Read a third time.

The question was: Shall **Assembly Bill 148** be concurred in?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lasee, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

### **Assembly Bill 148**

Messaged.

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## **ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE**

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his son Joseph Erpenbach, who just graduated from Middleton High School.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her new niece, Leah Marie Lassa, who was born on June 11, 2011; welcomed by her parents, Chris and Susie Lassa and her sister Reese Marie Lassa.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senate Sergeant at Arms Ted Blazel, who is celebrating his Birthday today.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of today's Supreme Court ruling.

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## **ADJOURNMENT**

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Thursday, June 16, 2011 at 10:00 A.M.

Adjourned.

7:20 P.M.